

**CERTIFICATE OF MAILING**

I hereby certify that this **RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP PCT, Commissioner of Patents, P.O. Box 1450, Arlington, VA 22313-1450 on

Sept. 30, 2005

Mary Ann Temesvari  
Mary Ann Temesvari

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                           |   |  |
|---------------------------|---|--|
| APPLICANT(S)              | : | Wilming et al.   |
| FOR                       | : | ADJUSTING DEVICE AND<br>ADJUSTABLE SUPPORT DEVICE FOR<br>BEDS, MATTRESSES, ARMCHAIRS<br>AND THE LIKE |
| SERIAL NO.                | : | 10/520,483   |
| INTERNATIONAL FILING DATE | : | July 10, 2003  |
| EXAMINER                  | : | Unknown  |
| ART UNIT                  | : | Unknown  |
| CONFIRMATION NO.          | : | 4536   |
| ATTORNEY DOCKET NO.       | : | PSEE 200029  |

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371 IN THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

**MAIL STOP PCT**

Commissioner for Patents  
P. O. Box 1450  
Arlington, VA 22313-1450  
Attn.: RO/US

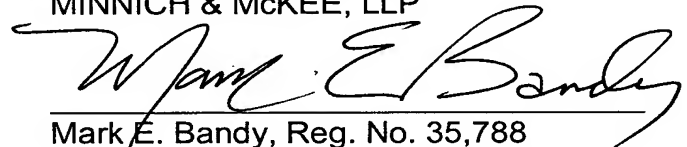
Dear Sir:

Responsive to the Notification of Missing Requirements (copy attached hereto) mailed September 19, 2005, Applicant(s) submit(s) an executed Declaration and Power of Attorney.

The \$130.00 fee in payment of the surcharge required under 37 CFR 1.16(e) for filing the Declaration later than the filing date of the application is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed for this purpose. If the credit card is unable to be charged, please charge any and all fees or credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & McKEE, LLP



Mark E. Bandy, Reg. No. 35,788  
1100 Superior Avenue, Seventh Floor  
Cleveland, OH 44114-2579  
216-861-5582

September 30, 2005  
Date

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SEP 22 2005

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

## UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.

10/520,483

FIRST NAMED APPLICANT

Michael Wilming

ATTY. DOCKET NO.

PSEE200029

INTERNATIONAL APPLICATION NO.

PCT/EP03/07460

I.A. FILING DATE

07/10/2003

PRIORITY DATE

07/10/2002

Robert V Vickers  
Fay Sharpe Fagan Minnich & McKee  
1100 Superior Avenue  
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Cleveland, OH 44114

COPY

CONFIRMATION NO. 4536

371 FORMALITIES LETTER



\*OC000000017045123\*

Date Mailed: 09/19/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/07/2005
- Copy of the International Search Report filed on 01/07/2005
- Preliminary Amendments filed on 01/07/2005
- U.S. Basic National Fees filed on 01/07/2005
- Priority Documents filed on 01/07/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

"DOCKETED"

500 n/En  
9/26

**WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

TERRY M JOHNSON VESSELS

Telephone: (703) 308-9140 EXT 221

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/520,483                  | PCT/EP03/07460                | PSEE200029       |